

REMARKS

The Office Action dated June 10, 2005 has been received and carefully noted. The following remarks are submitted as a full and complete response to the Office Action.

Claims 1-7 and 9-13 are pending in this application. A Terminal Disclaimer is resubmitted. No new matter is added. Claims 6 and 7 are respectfully submitted for consideration.

The Office Action provisionally rejects claim 6 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 1 of copending U.S. Patent Application No. 09/877,010 ('010). The Office Action asserts that although the conflicting claims are not identical, they are not patentably distinct from each other. Further, the Office Action stated that the Terminal Disclaimer filed on January 21, 2005 disclaiming the terminal portion of any patent granted on this application which would not extend beyond the expiration date of any patent granted on the Application No. 09/877,010 is not accepted because: a) the disclaimer fee has not been submitted; and b) the person who signed the terminal disclaimer is not recognized as an officer of the assignee and/or has not been established as being authorized to act on behalf of the assignee.

Applicants respectfully resubmits the attached Terminal Disclaimer in compliance with 37 CFR 1.321(c) to overcome the provisional rejection based on non-statutory double-patenting. Further, attached is a letter that authorizes Dee Henderson to execute

the attached Terminal Disclaimer on behalf of Broadcom Corporation. Accordingly, withdrawal of the obviousness type double patenting rejection of claim 6 is respectfully requested.

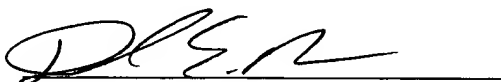
It is respectfully submitted that since claim 7 depends from claim 6, claim 7 is allowable at least for the same reasons as claim 6.

It is respectfully requested that all of claims 1-7 and 9-13 be allowed, and this application passed to issue.

If for any reason the Examiner determines that the application is not now in condition for allowance, it is respectfully requested that the Examiner contact, by telephone, the applicant's undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this application.

In the event this paper is not being timely filed, the applicant respectfully petitions for an appropriate extension of time. Any fees for such an extension together with any additional fees may be charged to Counsel's Deposit Account 50-2222.

Respectfully submitted,



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Enclosures: Letter of Authorization
Terminal Disclaimer (copy)